

AN ORDINANCE BY *able Mable Thomas*

AN ORDINANCE TO AMEND ORDINANCE NO. 00-0-0979 ADOPTED OCTOBER 2, 2000 AND APPROVED OCTOBER 11, 2000 BY DELETING SAID ORDINANCE IN ITS ENTIRETY AND BY SUBSTITUTING IN LIEU THEREOF, AN ORDINANCE TO AUTHORIZE THE REMOVAL AND DISPOSAL OF MOTOR VEHICLES PURSUANT TO O.C.G.A. § 36-60-4; TO AUTHORIZE THE CONTRACTING WITH PRIVATE INDIVIDUALS AND FIRMS FOR SUCH REMOVAL AND DISPOSAL; TO REPEAL CONFLICTING ORDINANCES AND FOR OTHER PURPOSES.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS AS FOLLOWS:

SECTION 1: Ordinance No. 00-0-0979 adopted October 2, 2000 and approved October 11, 2000 is hereby amended by deleting said ordinance in its entirety and by substituting in lieu thereof the following:

SECTION 2: This ordinance shall be enforced by the Bureau of Neighborhood Conservation.

SECTION 3: Pursuant to O.C.G.A. Section 36-60-4, any discarded, dismantled, wrecked, scrapped or ruined motor vehicle or parts thereof shall be removed from private property by the City and disposed of, when requested by the landowner or the owner of the motor vehicle or when such motor vehicle is in such a condition that it constitutes a health hazard or unsightly nuisance.

SECTION 4: (a) In accordance with Section 3 above, when removal of a motor vehicle is requested by the landowner or the owner of the motor vehicle or when a motor

vehicle as described in Section 3 above, is observed upon private property, the code enforcement officer shall affix a decal to said vehicle which shall give notice that if the vehicle is not removed within ten (10) days, the City will cause the vehicle to be towed or removed from the property.

(b) Once a motor vehicle has been towed or removed from private property, the Bureau of Neighborhood Conservation shall notify and provide to the City Police Department, a description of the vehicle including the vehicle identification number, if visible, and the location from which the vehicle was removed. The Police Department shall maintain a log identifying such vehicles.

(c) Any motor vehicle, which has been removed from private property as provided herein, shall be disposed of as provided by law.

SECTION 5: To minimize the cost to the City for the removal of motor vehicles as provided herein, the City shall contract with private individuals and firms whose operation includes the recycling of discarded, dismantled, wrecked, scrapped or ruined motor vehicles or parts thereof.

SECTION 6: Nothing contained within this ordinance shall be deemed to apply to any motor vehicle which is located within the premises of any junkyard or automobile salvage yard complying with the laws of this state and city relating to the licensing and regulating of motor vehicles or junkyards.

SECTION 7: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

CITY COUNCIL
ATLANTA, GEORGIA

00-0-0979

AN ORDINANCE BY LEE MORRIS
AS SUBSTITUTED BY THE COMMUNITY DEVELOPMENT/
HUMAN RESOURCES COMMITTEE

AN ORDINANCE TO AUTHORIZE THE BUREAU OF
HOUSING AND NEIGHBORHOOD CONSERVATION
TO REMOVE DERELICT MOTOR VEHICLES FROM
PRIVATE PROPERTY; TO AUTHORIZE THE
CONTRACTING WITH PRIVATE INDIVIDUALS AND
FIRMS FOR THE REMOVAL OF DERELICT MOTOR
VEHICLES; TO REPEAL CONFLICTING ORDINANCES
AND FOR OTHER PURPOSES.

The Council of the City of Atlanta, Georgia hereby ordains as follows:

Section 1. This ordinance shall be enforced by the Bureau of Housing and
Neighborhood Conservation.

Section 2. Pursuant to O.C.G.A. Section 36-60-4, derelict motor vehicles shall be
removed from private property by the City and disposed of, when requested by the
landowner or when such motor vehicles are in such a condition that they constitute a
health or safety hazard or an unsightly nuisance. For purposes of this ordinance, "derelict
motor vehicles" means motor vehicles or parts thereof that are inoperable due to lack of
repairs or are unsafe to operate due to lack of repairs or damaged, or are discarded,
dismantled, wrecked, scrapped or ruined.

Section 3. (a) When removal of a derelict motor vehicle is requested by the
landowner or when a derelict motor vehicle is observed upon private property, the
code enforcement officer shall affix a decal to said vehicle which shall give notice
that if the vehicle is not removed within ten (10) days, the city will cause the
vehicle to be towed or removed from the property.

(b) Once a derelict motor vehicle has been towed or removed from private
property, the Bureau of Housing and Neighborhood Conservation shall notify
and provide to the City Police Department, a description of the vehicle
including the vehicle identification number, if visible, and the location from
which the vehicle was removed. The police department shall maintain a log
identifying such vehicles.

(c) Any derelict motor vehicle, which has been removed from private property as
provided herein, shall be disposed of as provided by law.

00-0-0979



Section 4. (a) To minimize the cost to the City for the removal of derelict motor vehicles, the City shall contract with private individuals and firms whose operation includes the recycling of discarded, dismantled, wrecked, scrapped or ruined motor vehicles.

(b) The landowner shall bear the cost of the removal of a derelict motor vehicle when such removal is requested by the landowner.

Section 5. Nothing contained within this section shall be deemed to apply to any motor vehicles which are located within the premises of any junkyard or automobile salvage yard complying with the laws of this state and city relating to the licensing and regulating of motor vehicles or junkyards.

Section 6. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

A true copy,

Shanda Dayshia Johnson
Municipal Clerk CMC

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

OCT 02, 2000

OCT 11, 2000

36-60-4 G*** CODE SECTION *** 01/23/01 36-60-4.

- (a) Each county and municipal corporation shall have the authority to provide by ordinance for the removal and disposal of any discarded, dismantled, wrecked, scrapped, ruined, or junked motor vehicles or parts thereof, when requested by the owner or when such motor vehicles are in such a condition that they constitute a health hazard or unsightly nuisance, notwithstanding the fact that such motor vehicles may be located upon private property.
- (b) Each county and municipal corporation, in addition to the specific powers conferred upon it by this Code section, is vested with such additional powers as shall be necessary to carry out the purposes of this Code section and shall have the authority to adopt all reasonable ordinances in order to carry out and effectuate the purposes of this Code section. Additionally, each county and municipality shall have the power and authority to contract with private individuals and firms for the removal of discarded, dismantled, wrecked, scrapped, ruined, or junked motor vehicles or parts thereof.
- (c) Nothing contained within this Code section shall be deemed to apply to any motor vehicle which is located within the premises of any junkyard complying with the laws of this state relating to the licensing and regulating of motor vehicle junkyards.

01-0-0879

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AN ORDINANCE

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AN ORDINANCE TO AMEND ORDINANCE NO. 00-0-0979 ADOPTED OCTOBER 2, 2000 AND APPROVED OCTOBER 11, 2000 BY DELETING SAID ORDINANCE IN ITS ENTIRETY AND BY SUBSTITUTING IN LIEU THEREOF, AN ORDINANCE TO AUTHORIZE THE REMOVAL AND DISPOSAL OF MOTOR VEHICLES PURSUANT TO O.C.G.A. § 36-60-4; TO AUTHORIZE THE CONTRACTING WITH PRIVATE INDIVIDUALS AND FIRMS FOR SUCH REMOVAL AND DISPOSAL; TO REPEAL CONFLICTING ORDINANCES AND FOR OTHER PURPOSES.

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☒ PERSONAL PAPER REFER

Date Referred *6/4/01*

Referred To: *CD/HHR*

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee

Date

Chair

Referred to

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

☐ 2nd

☐ 1st & 2nd

☐ 3rd

Readings

☐ Consent ☐ V Vote ☐ RC Vote

CERTIFIED

MAYOR'S ACTION